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February 12, 2004

### CERTIFICATE OF MAILING 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: MS DD, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

February 12, 2004

Date

  
Michael R. Krawzsenek

**MS DD**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

RE: *U.S. Patent Application No. 10/716,378 entitled "COMPOSITIONS FOR ACHIEVING BENEFITS IN SKIN USING KEY CELLULAR METABOLIC INTERMEDIATES" – John R. Schlitz*  
*Client reference: 2003-01860/694.01*  
*Our reference: MKAY:032US*


Sir:

Enclosed for filing in the above-referenced patent application is an Information Disclosure Statement, Form PTO-1449, and references A1-A2 and C1-C2.

No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to the enclosed materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/MKAY:032US.

Please date stamp and return the enclosed postcard evidencing receipt of these materials.

Respectfully submitted,

  
Michael R. Krawzsenek  
Reg. No. 51,898

MRK/kmv  
Encl.: as noted

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
John R. Schiltz

Serial No.: 10/716,378

Filed: November 18, 2003

For: COMPOSITIONS FOR ACHIEVING  
BENEFITS IN SKIN USING KEY  
CELLULAR METABOLIC  
INTERMEDIATES



Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: MKAY:032US

CERTIFICATE OF MAILING  
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February 12, 2004

Date

*Michael R. Krawzsenek*  
Michael R. Krawzsenek

**INFORMATION DISCLOSURE STATEMENT**

MS DD

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R §§ 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be

an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/MKAY:032US.

Applicant respectfully requests that the listed documents be made of record in the present case.

Respectfully submitted,



Michael R. Krawzsenek  
Reg. No. 51,898  
Attorney for Applicant

FULBRIGHT & JAWORSKI L.L.P.  
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Date: February 12, 2004

Form PTO-1449 (modified)

Atty. Docket No.

MKAY:032US

Serial No.

10/716,378

List of Patents and Publications for Applicant's

Applicant

John R. Schiltz

INFORMATION DISCLOSURE STATEMENT

Filing Date:

November 18, 2003

Group:

Unknown

(Use several sheets if necessary)

U.S. Patent Documents

See Page 1

Foreign Patent Documents

See Page 1

Other Art

See Page 1

## U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1	5,720,963	2/24/98	Smith	424	401	10/18/95
	A2	6,495,126	12/17/02	Schiltz	424	78.02	7/20/99

## Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No

## Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C1	Packman and Gans, "Topical moisturizers: quantification of tier effect on superficial facial lines," <i>J. Soc. Cosmetic Chem.</i> , 29:79-90, 1978.
	C2	Schiltz <i>et al.</i> , "Retinoic acid induces cyclic changes in epidermal thickness and dermal collagen and glycosaminoglycan biosynthesis rates," <i>J. Investig. Dermatology</i> , 87:663-667, 1986.

25371323.1

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.